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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/674,008 Confirmation No. 8861
Applicant : A. MAKI et al
Filed : October 24, 2000
Titled : OPTICAL MEASUREMENT INSTRUMENT AND OPTICAL
MEASUREMENT METHOD
TC/A.U. : 2863
Examiner : S. CHERRY
Docket No.: NIP-208
Customer No.: 24956

Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated May 31, 2005, Applicants elect to prosecute the invention defined by the Examiner as Group IIIa, including claims 3-14 as amended by the amendment being filed concurrently herewith. This election is made without traverse.

Application No. 09/674,008

NIP-208

Please charge any additional fees resulting from this
action to Deposit Account No. 50-1417.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gene W. Stockman".

Gene W. Stockman

Registration No. 21, 021

Attorney for Applicants

MATTINGLY, STANGER, MALUR & BRUNDIDGE, P.C.
1800 Diagonal Road, Suite 370
Alexandria, Virginia 22314
(703) 684-1120
Date: June 21, 2005



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AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed May 31, 2005,
please amend the above-identified application as follows:

Amendments to the claims are reflected in the listing of
claims which begins on page 2 of this paper.

Remarks begin on page 12 of this paper.